

In re Application of: Yotaro KONISHI, *et al.*
Application No.: 10/803,873
Filing Date: March 19, 2004
Title: **METHOD FOR TREATING DIABETES AND OBESITY
USING CARBOHYDRATE ABSORPTION INHIBITORS**

Direct to: U. S. Patent and Trademark Office
Mail Stop: Duplicates
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

NOTICE UNDER 37 CFR 1.251 – Pending Application

Statement (check the appropriate box):

☒ The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☐ The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

☐ The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

☐ Applicant does not possess any record of the correspondence between the Office and the applicant for the above identified application.

10/3/05
Date

Christopher W. Brady
Signature
Christopher W. Brady
Typed or printed name

*** Prior to receiving this notice, we sent a copy of the as-filed application to Kevin Diggs on 3/18/05. See attached.**

Burdensome Statement of this collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

CLARK
&
BRODY

1090 VERMONT AVE., N.W.
SUITE 250
WASHINGTON, DC 20005
TELEPHONE: (202) 835-1111
FACSIMILE: (202) 835-1755

CHRISTOPHER W. BRODY
CBRODY@CLARKBRODY.COM
(202) 835-1753

March 18, 2005

Mr. Kevin Diggs
MAIL STOP - DUPLICATES
U.S. Patent and Trademark Office
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COPY

Re: Resubmission of Divisional Application

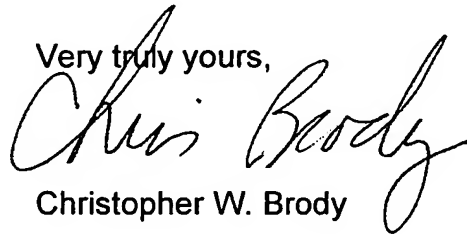
Dear Mr. Diggs:

Further to our conversation on March 11, 2005, I'm enclosing herewith an exact duplicate copy of the Divisional Application that was filed at the U.S. Patent and Trademark Office on March 19, 2004. I'm also enclosing a copy of the Information Disclosure Statement that was filed subsequently on May 14, 2004. These are all the documents that have been filed for this application thus far.

In addition to the application documents, I am forwarding a copy of the check that was submitted with the application. Our bank has confirmed that the U.S. Patent and Trademark Office cashed our check, hence, there should be no further fees due at this time. I've also attached a copy of our Bank Statement for March 2004 showing that the check has cleared.

Should you have any questions, please do not hesitate to contact us. Thank you for your assistance in this matter.

Very truly yours,



Christopher W. Brody

CWB/mg
Enclosures

Applicant: Yotaro KONISHI et al.

Docket No.: 12056-0003DV

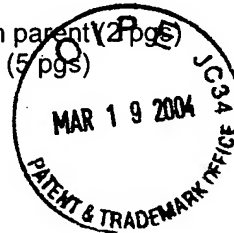
New Divisional Application of 10/343,488

Filing Date: March 19, 2004

Title: METHOD OF TREATING DIABETES AND OBESITY USING
CARBOHYDRATE ABSORPTION INHIBITORS

PAPERS BEING FILED:

1. Utility Transmittal (1 pg)
2. Fee Transmittal (1 pg)
3. Preliminary Amendment (5 pgs)
4. Specification/Claims/Abstract (22 pgs)
5. Drawings (5 shts)
6. Copy of Combined Declaration & POA from parent (2 pgs)
7. Copy of Recorded Assignment from parent (5 pgs)
8. Check # 333 (\$385.00)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TODAY'S DATE: March 19, 2004

Atty: CWB/mg

Applicant: Yotaro KONISHI et al.

Docket No.: 12056-0003DV

New Divisional Application of 10/343,488

Filing Date: March 19, 2004

Title: METHOD OF TREATING DIABETES AND OBESITY USING
CARBOHYDRATE ABSORPTION INHIBITORS

PAPERS BEING FILED:

1. Utility Transmittal (1 pg)
2. Fee Transmittal (1 pg)
3. Preliminary Amendment (5 pgs)
4. Specification/Claims/Abstract (22 pgs)
5. Drawings (5 shts)
6. Copy of Combined Declaration & POA from parent (2 pgs)
7. Copy of Recorded Assignment from parent (5 pgs)
8. Check # 333 (\$385.00)

22856 U.S. PTO

10/803873



031904

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TODAY'S DATE: March 19, 2004

Atty: CWB/mg

ENTERED
PCLAW

DOCKETED